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*Special Litigation Counsel for
Michael G. Kasolas, Chapter 7 Trustee
For Fox Ortega Enterprises, Inc.
Dba Premier Cru*

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

In re

FOX ORTEGA ENTERPRISES, INC., dba
PREMIER CRU

Debtor.

Case No. 16-40050-WJL

Chapter 7

**STIPULATION TO CONTINUE STATUS
CONFERENCE**

MICHAEL G. KASOLAS, Chapter 7 Trustee
for Fox Ortega Enterprises, Inc. dba Premier
Cru,

Plaintiff,

vs.

MARCUS HILES,

Defendant.

Adversary No. 18-04014

Date: October 9, 2019

Time: 10:30 a.m.

Place: 1300 Clay Street

Courtroom 220

Oakland, CA 94612

Judge: Hon. William J. Lafferty, III

IT IS HEREBY STIPULATED by and between counsel for Plaintiff, Michael G. Kasolas,
Chapter 7 Trustee, and counsel for Defendant, Marcus Hiles (“Defendant”), as follows:

- 1 1. Plaintiff's counsel and Defendant's current attorney have met and conferred and the parties
- 2 have exchanged settlement offers.
- 3 2. The parties continue to engage in settlement negotiations at this time. If no settlement is
- 4 reached, the Trustee is prepared to file a motion for summary judgment or summary
- 5 adjudication..
- 6 3. The parties believe that a further continuance of the status conference for approximately 60
- 7 days is appropriate to give them additional time to try to settle this matter or to have a
- 8 summary judgment motion heard.
- 9 4. The Status Conference is presently scheduled for October 9, 2019 at 10:30 a.m.
- 10 5. The parties agree to a continued Status Conference date of December 11, 2019 at 10:30
- 11 a.m.

12 Dated: October 4, 2019

DIAMOND MCCARTHY LLP

14 By: /s/ Kathy Bazoian Phelps

KATHY BAZOIAN PHELPS

15 Attorneys for Michael Kasolas,
16 Chapter 7 Trustee for Fox Ortega
Enterprises, Inc. dba Premier Cru

17 Dated: October 4, 2019

Wilson Elser Moskowitz Edelman
& Dicker LLP

19 By: /s/ Mark G. Ledwin

20 VIOLAINE BRUNET

MARK G. LEDWIN

21 Attorneys for Defendant Marcus Hiles

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CERTIFICATE OF SERVICE

I hereby certify that on the date indicated below, I electronically filed the foregoing document with the Clerk of the Court, using the CM/ECF system, which will send notification of such filing to the counsel of record in this matter who are registered on the CM/ECF system.

Executed October 4, 2019

DIAMOND MCCARTHY LLP

By: /s/ Erika Shannon
Erika Shannon